

Atty. Docket #: 1998/F-751

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INTERNATIONAL APPL. NO.: PCT/EP99/04570 :

INTERNATIONAL FILING DATE: -07/01/1999- :

APPLICANT: ULRICH GEBHARDT ET AL :

SERIAL NO: : ART UNIT:

FILED: -HEREWITH- : EXAMINER:

**FOR: "PEM FUEL CELL WITH IMPROVED
LONG-TERM PERFORMANCE, METHOD FOR
OPERATING A PEM FUEL CELL AND PEM
FUEL CELL STORAGE BATTERY" :**

Commissioner for Patents

Box PCT

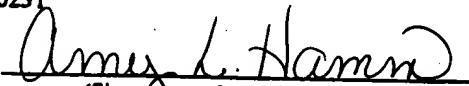
Washington, D.C. 20231

"Express Mail" No.: EE617838639

Date: -FEBRUARY 08, 2001-

I hereby certify that this paper, along with any other paper or fee referred to in this paper as being transmitted herewith, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, postage prepaid, on the date indicated above, addressed to the Commissioner for Patents, Washington, D.C. 20231

- Amy L. Hamm -
(Typed or printed name of mailing paper or fee)


(Signature of person mailing paper)

**TRANSMITTAL OF APPLICATION PAPERS
TO U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. §371
(37 CFR 1.494 OR 1.495)**

This Transmittal Letter is based upon PTO Form 1390 (as revised in May, 1993).

The above-identified applicant(s) (jointly with their assignee) have filed an International Application under the P.C.T. and hereby submit(s) to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

09/7625 13

1998/F-751
02 Rec'd PCT/PTO 08 FEB 2001

1. This is a FIRST submission of items concerning a filing under 35 U.S.C. §371.
2. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371.
3. This is an express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay.
4. A proper Demand for International Preliminary Examination (IPE) was made to the appropriate Authority (IPEA) within the time period required.
5. A copy of the International Application as filed (35 U.S.C. §371(c)(2)) --
a. is transmitted herewith (required when not transmitted by International Bureau). See WIPO Publication WO 00/10215.
b. has been transmitted by the International Bureau.
c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. A (verified) translation of the International Application into the English language is enclosed -with- One (1) Sheet of Drawings.
7. Amendments to the (specification and) claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
a. are transmitted herewith (required if not transmitted by the International Bureau).
b. have been transmitted by the International Bureau.
c. have not been made; however, the time limit for making such amendments has NOT expired.
d. have not been made and will not be made.
e. will be submitted with the appropriate surcharge.
8. A translation of the amendments to the claims (and/or the specification) under PCT Article 19 (35 U.S.C. §371(c)(3)) is enclosed or will be submitted with the appropriate surcharge.

09/7625 13

CO2 Rec'd PCT/PTO 08 FEB 2001

International Application No. PCT/EP99/04570

1998/F-751

9. An oath or declaration/power of attorney of the inventor(s) (35 U.S.C. §371[c][4]) will follow.
[] and is attached to the translation of (or a copy of) the International Application.
[] and is attached to the substitute specification.
10. [] A translation of at least the Annexes to the IPE Report under PCT Article 36 (35 U.S.C. §371[c][5]) is enclosed.

Items 11. to 16. below concern other document(s) or information included:

11. [] An Information Disclosure Statement under 37 CFR 1.97 and 1.98 is enclosed.
12. An Assignment for recording and a separate cover sheet in compliance with 37 CFR 3.28 and 3.31 will follow.
13. A FIRST preliminary amendment is enclosed.
A SECOND or SUBSEQUENT preliminary amendment is enclosed.
14. [] A substitute specification (including claims, abstract, drawing) is enclosed.
15. [] A change of power of attorney and/or address letter is enclosed.
16. Other items of information:

This application is being filed pursuant to 37 CFR 1.494(c) or 1.495(c), and any missing parts will be filed before expiration of--

[] 22 months from the priority date under 37 CFR 1.494(c), or

32 months from the priority date under 37 CFR 1.495(c).

The undersigned attorney is authorized by the International applicant and by the inventors to enter the National Phase pursuant to 37 CFR 1.494(c) or 1.495(c).

The following additional information relates to the International Application:

International Application No. PCT/EP99/04570

1998/F-751

- Receiving Office: EPO
- IPEA (if filing under 37 CFR 1.495): EPO
- Priority Claim(s) (35 USC §§ 119, 365):
198 36 142.4 filed August 10, 1998 -and-
German Appln. 298 15 330.0 filed August 26, 1998.
- A copy of the International Search Report is
 - enclosed.
 - attached to the copy of the International Application.
- A copy of the Receiving Office Request Form is enclosed. (In German)
- Letter of March 06, 2000 to WIPO (1) sheet.

The fee calculation is set forth on the next page of this Transmittal Letter.

International A

cation No. PCT/EP99/04570

09/7625 13
CO2 Rec'd PCT/PTO 08 FEB 2001
1998/F-751

FEE CALCULATION SHEET

[] A check in payment of the filing fee, calculated as follows, is attached (37 CFR 1.492).

Basic Fee..... \$ 860.00

Total Number of claims in
excess of (20) times \$18..... -0-

Number of independent claims
in excess of (3) times \$80..... -0-

Fee for multiple dependent
claims \$27.0..... -0-

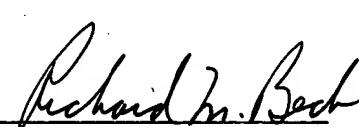
TOTAL FILING FEE... \$ 860.00

Kindly send us the official filing receipt.

The Commissioner is hereby authorized to charge any additional fees which may be required or to credit any overpayment to Deposit Account No. 03-2775. This is a "general authorization" under 37 CFR 1.25(b), except that no automatic debit of the issue upon allowance is authorized. An additional copy of this page is attached.

Respectfully submitted,

By


Richard M. Beck
Reg. No. 22,580
CONNOLLY BOVE LODGE & HUTZ LLP
1220 Market Street
P.O. Box 2207
Wilmington, Delaware 19899
Tel. (302) 658-9141

RMB/alh

Enclosures

F:\docs\fori\40975 = F:\docs\patn\56657.doc
(8577*25)

PCT/PIO 28 FEB 2001

09/762513

The International
Bureau of WIPO
34, chemin des Colombettes

CH-1211 Genf 20
Schweiz

06 MAR 2000

Change of Applicant, under Rule 92 BIS

Application No. PCT/EP99/04570

Applicant: Siemens Aktiengesellschaft and Aventis Research & Technologies GmbH & Co. KG

Concerning the above mentioned international application we apply for the following change:

The applicants in box No. II of the request is to be replaced by the following applicant:

Axiva GmbH
65926 Frankfurt am Main
DE

The country of nationality and residence is Germany (DE)

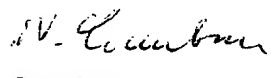
The new applicant should be recorded as applicant for all designed states except the United States of America.

Siemens Aktiengesellschaft

Aventis Research & Technologies
GmbH & Co. KG



Gollwitzer
both Authorized Officers


I.V. Craubner

Craubner


ppa. Hildebrand

ppa. Hildebrand


i.V. Dr. Dörr

16